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TIBERON MINERALS LTD.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

TREVOR MOSS,

Plaintiff,

v.

TIBERON MINERALS LTD.,

Defendant.

CASE No. C 07 2732 SC

**OBJECTIONS TO THE
DECLARATION OF WILLIAM G.
HORTON IN SUPPORT OF
PLAINTIFF'S MOTIONS UNDER
RULE 59 AND 60**

Date: February 8, 2008
Time: 10:00 a.m.
Dept.: Courtroom 1, 17th Floor
Judge: Hon. Samuel Conti

Defendant Tiberon Minerals Ltd. objects to William G. Horton's Declaration in its entirety because it is not relevant to the issues at hand. His disgorgement of his view of Canadian law adds nothing to the choice of law issue here. If anything, it supports the notion that it is better to leave determination of Canadian law to courts in Canada, rather than have a battle of opinion testimony in Court as to what Canadian law may be. Its existence supports Tiberon's judicial economy argument. Tiberon reserves its rights later to object to statements and

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documents in and attached to the Horton Declaration if those materials are presented in other aspects of this case.

DATED: January 11, 2008

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By _____
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